1908
(Education)

File No 418 05-
Sl No 12-15

Revision of the Rules for the
Rural College Students Home

G R S 58]

Previous references

Ed 418-08 (1-11)

Later references

1910

(Education)

File No 418-08

Serial Nos 12-15

GENERAL AND REVENUE SECRETARIAT

Serial Nos 12-15

Part B for Dec^{r}, 1910

SUBJECT

Revision of the rules for the Central College Students' Home

12 From the 9 cyl of Ed^{n}, no 9791/713 S 14 10 Submits copy of a letter S 213 10 from Mr 4 cy last requesting that cy o no 6491 Ed^{n} 418-08-11 S 29 1 10, may be reconsidered and that the Warden of the College Hostel may be granted some allowance

13. To Do, no 1061 S 30 7 10 Enquires whether Mr S Krishnaswami Ayengar draws any allowance as Warden and if so under what authority

14 From Do, no 1302/81 S 2 8 10 States that Mr Krishnaswamy Ayengar is drawing an allowance of Rs 50/- per mensem under para 4 of cy o no 6491-2 Ed^{n} S 29 1 10, and the Comptroller has raised no objection to it

To Do & Comptr, no 4867-8 S S 12 10 States, for reasons given that Govt as a special case waive the right to call

GPB—5 000—22 10-10

GRS 11] 1908-09

GENERAL AND REVENUE SECRETARIAT

(Education)

NOTES

File No 418-08

FILE HEADING

Revision of the Rules for the Central College Students' Home

From The Govt of Eds in Mysore

No 9791/12 Dated 1/4/10 Received 5/4/10

Diary No 7160 Enclos Spare Copies Serial No 12

BRIEF ABSTRACT OF LETTER

Submits copy of a letter dy 21/2/10 from Mr J G Tait requesting that G.O No 6491-2/Eds 418-08-11 dy 29/1/10 may be reconsidered and that the Warden of the College Hostel may be granted some allowance

NOTES AND ORDERS

A V S

Submitted with a copy of G.O No 6491-2/Eds 418-08-11 dy 29/1/10 The file on the subject has been put up in Connection with Mr Venkatasubbaiya's Memorial which has

NOTES—First sheet

GIB—50 000—3 1 07

G R S 12]
General and Revenue Secretariat

7150

File No 418 of 1908-09

Serial No	
	Been Submitted to the Dewan
	Secretary 14/4/10
2	2nd Cr
3316/18 4 10	3 Please get the file 19/4/10
	4 Govt file No 418-08 is Submitted Secretary 28/5/10

Received back from the Secy's clerk 22/7/10

CPB—50 000—12 8 10

D 7160

I believe that Mr. Krish
nasamenga was not
to draw any allowance
as Warden of the Student
Home, before Mr. Venka
tadasappa ceased to
be a supernumerary
From what Mr Wen has
said there is reason to
think that an allowance
of 50Rs is being drawn
Please let me see the
file on the subject If
it is with the Dewan
Kindly get it

21/7/30

GRS 13]

Routine Notes

[To be used only for notes, requisitions, etc, not intended for permanent record]

Edn file No 418-08 Re the question of Reconsidering the Rules for the Central College Hostel is sent. The Collection put up with this file (Edn 418-08 dt 16/7/10) contains the order about the allowance to Mr Krishnaswamy Iyengar

Krw sng 22/7/10

The order is to the effect that "the Warden will be allowed free quarters near the Hostel, but will get no other allowance"

In a later ref^e, on the issue which is pending disposal, the Principal has "expressed the hope that Govt will withdraw reconsider the withdrawal of the Warden's allowance" Para 4 of his letter dt 21/3/10 to the Registrar

Secretary

by 22/7

File submitted to 2nd Dy Sec.

for 2nd Dy Sec

For 2nd Dy Sec's orders please see Edn 418-08 file 12

Yrs 25/7/10

dy 23/7/10

B—Should routine notes be written on small slips the notes must be copied, or slips pasted on this form

G I B—3,000—21 4 09

G R 8 12]
General and Revenue Secretariat

File No of 19

Serial No

213

5 Where is the order itself please

25/7/10

6 Mr. Weir told me that the allowance was being drawn I cannot see how this can be defended in the teeth of the

NOTE—Contn sheet

GPB—50 000—7 4.09

NOTE—Contn sheet

GIB—50 00 -12 8 10

Serial No

express words of the order.

7 Please ask Mr. Ware (in Connection with his letter on what authority Govt Krishnaswami) draws the allowance is being drawn when the order is against it

25/7/10

8 U Secy Br IV (Adm)

26/7/10

9 Draft letter to D of Govt, as per pencil instructions, subt to 2nd Councillor

27/7/10

10 Draft appd by 2nd Cl 27/7/10

Issue

11 28/7/10

27/7/10

12 To The D of Govt No 1061 of 30/7/10 Enquires whether Mr. S Krishna Swamy Ayyangar draws any allowance

Note—Contn sheet

Serial No

as Warden. and if so, under what authority

14 From the Dy Sy of GDS
No 1302/81 dy 2/8/10
states that Mr Krishnaswamy Iyengar is drawing an allowance of Rs 50 pm under para 4 of G.O No 6491-2/GDS 418-08 dy 29/1/1910 and that the Comptr has raised no objection to it

13 Submitted

Mr Sorg 6/8/10 (Secrets)

2nd cr

14

15 I do not see how the fact of the Comptroller not objecting can validate the drawing of the allowance The reasoning of the DG's letter is all special pleading as far as I can see, and I must say that I am surprised that it should be employed

NOTE—Contn sheet

Serial No

to show that the express words of the Sentence "The Warden will be allowed free quarters, but will get no other allowance for this duty" are nullified by the last Sentence of the order

16) This is the 2nd instance of an officer of the Ed Deptt continuing to draw an allce not properly due by quibbling on the terms of Govt orders It would be interesting to know whether the Principal is thought that the old arrangement continued that Mr Krishnayr had not become a Warden under this order what steps have been taken to bring the order of Govt into full force It looks as though the order were deliberately shelved in order to get this allce (which he was bent on securing for this Assistant) continued to him in spite of

GPB—55,0.XI—07-4-09

G R S 12]
General and Revenue Secretariat

File No 414 of 1906-09

Serial No

the order of Govt. I would propose that an order be passed directing that the money indicating be at once refunded ~~that~~ the displeasure of Govt ~~be~~ ~~withdrawn~~. They could at least have asked for an interpretation of the order

17. I cannot understand in what form, the matter went to the notice of the Comptroller If he has actively countenanced this interpretation, I can only say that it is another instance to show that even ~~from~~ the Financial department is not infallible

18/ Dewan 9/8/10

7316 11 8 10

Please send it to Comptroller for remarks. The order of ~~Feb~~ 1909 was for a concession during Mr Lankha's absence when money was available - To confirm

GPB—05 1M—7 10

GRS 12]
General and Revenue Secretariat

Edn File No 418 of 1908-9

Serial No

The allowance as the Superintendent has gone is to be met in Govt from an extra charge Vide Govt Order No 168 dated 19/1/10

Forwarded unofficially to the Comptroller for favour of remarks

By Order
B Ramaswamy
Under Secretary

19/1/10

No 168/18/8/10

COMPTROLLER'S OFFICE CIVIL BRANCH 13 AUG 1910 BANGALORE MYSORE GOVT.

20) I solicit a perusal of the papers in the Comptrollers office file hereunto sent which will shew the action taken by that office in the matter

21) The G O of 16/2/09 granted 6 months leave to Venkatadasappa & appointed Krishnaswamy Iyengar Acting Supdt in addn to his own duties with an allowance of Rs 50/

22) The G.O of 15/7/09 appointed Venkatadasappa as an additional librarian The arrangements sanctioned for the management of the hostel during V's absence on leave were ordered to continue until further orders

23) Then came the G O of 29/1/1910 On receipt of this order instructions were issued by this office stopping V's allowance of Rs 50/- copy of the order being sent to

NOTE—Contn sheet

GIB—5000—27-4-09

Serial No

the Principal and the Dy

24 The D C at once wrote back that "the manager is to be appointed after V is provided with another suitable appt and that in the meantime the existing arrangement will continue" This appears to imply that the present allowance of Rs 50/- to Mr K I is to continue

25 From the loose wording of the Govt order the above contention of the Head of the Deptt had to be accepted On the strength of the order of 29/10 it was not possible for the audit office to press the matter further A careful perusal of the order in question will convince any impartial reader of this

26 As regards the Dewans observation regarding Govt being let in for addl expenditure, this was done in the G O of 15/7/09 when V. on return from leave was posted as addl Librarian and the allowance of Rs 50/- per mensem was continued to K I until further orders In considering the order for 29/10 the question of addl expenditure therefore did not arise - M 15/1/10

PTO

NOTE—Contn sheet

GRS 12]
General and Revenue Secretariat

Govt File No 418 of 1908-09

Serial No

27 Submitted with the Incoml opinion of the Comptroller-
From the Comptroller's office file put up it will be seen that instructions were first issued from that office stopping the allowance of Mr Krishnaswamy Iyengar after the receipt of the Govt order of the 29th January 1910
But this objection was withdrawn when the Dy Sl of Govt stated that Mr Krishnaswamy Iyengar was entitled to draw the allowance under the last sentence of the GO

hw 29
2/8/10

28 The Dupl Genl did not tele the Comptroller in any manner Before letter that Mr K Iyengar was entitled to the allowance He pointed out certain conditions in the GO and added "this appears to imply that the present allce of Mr K is to continue" An unpassed draft reply prepared in the Comptroller's office, [illegible]

NOTE—Contn sheet

G1b— 001—274 J

Serial No

~~Stated~~ that the G O was capable of a different interpretation and that the allce could not be allowed to continue But this view was not accepted by the Asstt to the draft was not affirming and the objection was withdrawn

24) As the matter was thus apparently not quite free from doubt, the Comptroller might have reported the facts to Govt and sought for definite instructions, or asked the Inspl Genl to obtain definite orders of Govt In this respect, therefore, there may be said to have been an omission

Secretary)

30 2nd C^r

BG
24/8/10

MM
25/8/10

31 The words of the Govt order are clear, and when there is an express direction that ~~no such~~ the boarder will get no other allowance for this duty' followed by a statement that the existing arrangements will continue under Mr. Kr Iyengar,

NOTE—Contn sheet

Serial No

any one who knows the elementary rules of interpretation can understand that the latter words cannot nullify the former In fact, the latter provision makes no reference to Mr. R.'s allowance, and can only refer to other things.

3rd I do not know whether there is any such insinuation in the H. Secretary's appeal to an impartial reader but even that testimony is furnished by the Comptr's own docket to the Treasury d 12 2 1910 (on which the discontinuance of the allowance was directed) and by a statement in Mr Jack's letter to the Treasury d 21 3 10, expressing a hope that Govt will reconsider the withdrawal of the Warden's allowance Mr. Tait

BPG—55 000— 7 4 09

G R S 12]
General and Revenue Secretariat

File No 418 of 1908-09

Serial No

Cannot certainly be accused of any partiality for Govt & against the Warden in this matter

33 As a matter of discipline and Consistency I think that a refund should be ordered & notice taken as stated by me already

27/8/10

34 Please put up a draft

CBB
31/8/10

35 Draft put up
Secretary)

hm
10/9/10

2nd

hm
10/9/10

48567

37 The draft may be issued after submission to the Dewan for approval

38 * It has taken about 25 days

22/9/10

RTD

I am sorry that I had to submit my file in case attempt to avoid any departure of office work

NOTE—Contn sheet

GPB—6 000—7-10

S 1178

GRS 12
General and Revenue Secretariat

Confile No 418 of 1908 09

Serial No

8072
24 9 10

(Sg Dewan)

42
24 9 10

40 1 - I have inserted a paragraph to emphasize the point at issue.

41 2 - But I have some misgiving in the matter - I think the Dept'l note is correct, but the more especially as I was posted up with the facts as the case was proceeding, and the 2d Commissioner I never contemplated any recharge by Govt. But Mr Tout, Mr Owen, & Mr Chekravarti contend that whatever the intention, the words employed are capable of another interpretation & such opinion I would refer the case to the arbitration of the 1st Commissioner - The file may be sent to the 1st Commissioner for his opinion - Sttts 29 Oct 10

42 Sent to 1st C.

dtg
1/11/10

1171
7 11 10

43 I have tried to look at the matter impartially so far as the allowance to the warden

NOTE—Contn sheet

GPB—05000—07 4.09

Serial No

was concerned, the order of 29th January 1910 was unequivocal He was to get no allowance An attempt has been made to read a different meaning into the sentence occurring in 4th para of the order "In the meantime the existing arrangements will continue under Mr K Sengupta" This means that Mr K Sengupta should look after the details of the domestic arrangements of the Hostel until such time as a Manager is appointed There can be no ambiguity about this order The Comptroller, Deptt interpreted the order aright but fell into the trap set by the Education Deptt a reference should have been made to Government in the case of a doubt It is however a question whether in view of the difference of opinion expressed by such

eet

GRS 12]
General and Revenue Secretariat

For File No 418 of 1908-09

Serial No

treatment as Messrs Wen and Dath, as regards the interpretation of the G.O. by order Mr Krishnaswamy Dewan should be made to refund the allowance irregularly but under an honest mistake drawn by him

7/11/10

41 Dewan

8574 9.11.10

45 I accept this view — CSB 7/11/10
The refund maybe done — Draft attached accordingly

46 Draft as amended resubmitted to 2nd Cr

12/11/10

47 I have suggested an alteration of the last portion Please show to Dewan before issue

9/11/10

8866 23-11-10

Note—Contn sheet

1

GPB—55 000—[illegible]

Dewan

Issued typed Draft Approved by the Dewan 23/11/10

23.11.10

GRS 12]
General and Revenue
Secretariat

Cdn File No 4/18 of 1908

Serial No	
	Issue ctg 11/1/10
15	To the Dy Gen Mond Comptr No 4867-8 dy 5 12 1910 For reasons given I do not that the payment of allowances to Insr Khushwaramy Regular, as Warden, subsequent to the order of the 29 1 1910 (Sl 11) was wrong & that he is liable to refund the money, I state that as he did not draw it on his own responsibility & as a special case waive the right to call for a refund & observes that the Comptroller who withdrew his instructions to the Treasury Stopping the allowance on the representation of the Dy Gen question would have done better to have referred the question for the orders of Govt

NOTE—Contn sheet

£ 716

418-08
Sl 12

Edn Sl

OFFICE OF INSPECTOR GENERAL OF EDUCATION IN MYSORE

No 9791 Genl
713

Bangalore 1st April 1910

From J Weir,
~~H J BHABHA~~, ESQ, M A,
Inspector General of Education in Mysore

To C S Balamundaram Iyer Esq, Bt,
Offg Secretary to the Govt of H H
the Maharaja of Mysore
General Revenue Dept
Bangalore.

SIR,

I have the honour to submit a Copy of letter No 292 dated 21st March 1910 from the Principal, Central College, Bangalore, requesting that the recent order of Government (No 6491-2/Edn 418-08-8-11 dated 29th Jan 1910) in regard to the management of the Central College Hostel may be reconsidered. The Steward referred to by the Principal is called Steward and is paid Rs 17 out of the monthly grant of Rs 100

I have the honour to be
Sir
Your most obedient servant
J Weir
Inspector General

Edn 82]

No 292

~~Office of the~~
~~Inspector General of Education in Mysore,~~
Bangalore, 21 March 1910

From

J G Tait Esqure, M A
Principal, Central College,
Bangalore

To

J Wren Esqr M A
Inspector General of Education
in Mysore

Sir,

I have the honor to suggest that Government should be ....ed to reconsider their recent order with reference to the management of the Central College Hostel (N 6491-2/Ed 418-07-8 dated 29 January 1910), as it is founded on an entire misapprehension of the facts

2 It is stated in Paragraph 3 of the above mentioned order (a) that it is the duty of the Warden to look after all the details of the domestic arrangements of the Hostel, (b) that Government consider this impractica and (c) therefore direct the appointment of

MGCPH—200—25-11-04

a manager, and (d) direct the Principal to make the necessary changes in the Hostel Rules

3 The observations I have to make are as follows (a) It is not the duty of the Warden to look after the details of the domestic arrangements, except in so far as there can be no general supervision without occasional looking into details (c) There is a manager on a small salary now, and there has been a manager ever since the Hostel was started (d) The rules as submitted to Government seem to me to express exactly what Government desires

4 I venture to express the hope that Government will reconsider the withdrawal of the Warden's allowance I do not think that free quarters can be considered suitable remuneration for the Warden I anticipate that there will be very great difficulty, in persuading any member of the staff to accept the Wardenship on the terms offered

I have &c

(Sd) J G Fair

Principal

"Copy"

JWew

Inspector General

KW

4

G&S 261

File No
Serial No 13

Diary No of letter replied to 7160

No 1061
Edn 418-08-
dy 30 7 10

General and Revenue Secretariat
( )
the 190

To The Insp^r Genl of Sch^s

Date of issue 30/7/10

Signed by Mr H B R

Sir

I write ref^e to the Correspon- of
dence ending with your letter N^o
9791 dy 1st April 1910, regarding
the revised Rules for the Manage-
ment of the Central College Hostel
I am directed to invite your
attention to para 2 of Govt Proc
N^o 6491-2 Ed^n 418-08-11 dated
29th Jan^y 1910 stating that the
Warden will be allowed free
quarters near the Hostel, but
will get no other allowance for
this duty, and to inquire
whether Mr S. Krishnasami
Iyengar has continued to-

over

SUBJECT

cd 30/7

draw ~~the~~ any allowances as Warden and if so, under what authority the same is being drawn, in the face of the directions contained in the Govt. Order, referred to above discontinuing the same

The favour of an early reply is requested

I have &c

BZ
27.7.10
In the Secy

27/7/10

List of enclosures

Copied by

Examined by

MGCPB—30 000—16 2 05

P 831

Edn 418-08
87. 26.1

Edn 81]

OFFICE OF INSPECTOR GENERAL OF EDUCATION IN MYSORE,

No 1302/81

Bangalore, 2nd August 1910. ~~19~~

From

J WEIR, ESQ, MA,

Inspector General of Education in Mysore

To

C S Balasundaram Iyer, Esq.,B A ,

Offg Secretary to the Government of H.H the Maharaja Mysore, General and Revenue Departments.

SIR,

5L 13 Govt Orders

With reference to your No 1061/Edn418-08 dated 30th July 1910 I have the honour to inform you that Mr S Krishnasawmy Iyeng has continued to draw the allowance of Rs.50 as Warden of the Central College Hostel The authority for drawing the allowance para 4 of the Government Order referred to, which states that the existing arrangements will continue under Mr S Krishnasawmi Iyeng until Mr Venkatadasappa is provided with another suitable appoint ment.

List of enclosures

Para 2 of the Government Order prescribes the remuneration t which the Warden will be entitled under the new arrangement Pa 3 states that a manager is to be appointed who will relieve the Warden of some of the duties which he at present discharges Pa 4 states that the manager is not to be appointed until Mr Venkata dasappa is provided for, and in the meantime the present arrange- ments will continue under Mr S.Krishnasawmy Iyengar One of the present arrangements under Mr S Krishnasawmy Iyengar is that he draws an allowance of Rs 50. When he is relieved of certain of his present duties by the appointment of a manager on a small salary he or any other member of the staff who is willing to acce the post on the terms proposed, will receive the diminished remuneration to which he is entitled under para 2.

Copied by

Examined by

This seems the obvious meaning of the Government Order, and

MGCPB—2000—16-3-08

and the Comptroller has raised no objection to it

I have the honour to be,

Sir,

Your most obedient servant,

Inspector General

&c.

8

G R S 28]

File No
Serial No

Diary No of letter replied to

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT
( )

the S 190

Date of issue

Signed by

READ — (1) Govt Proc^s No $\frac{6491-2}{Ed^n\ 418-0}$ dated 29th January 1910, sanctioning revised Rules for the Central College Hostel, Bangalore

(2) Correspondence ending with Letter No 1302 dt 2nd August 1910 from the D dt of Ed^n reporting that M^r S Krishnaswamy Iyengar has continued to ~~ORDER THEREON — NO~~ draw the allowance of Rs 50/- per mensem, as warden of the Hostel, and explaining the ~~authority under which the same has been permitted~~

(Prop. sanction for the same)

—"—

Order thereon —

In sanctioning the recommendation of the

over

Certain new rules for the management of the College Hostel are according to

SUBJECT

and the

n tr

Principal Central College to the appointment of a member of the teaching staff as Warden of the Hostel, the Govt in their Proceedings read above, ordered that the Warden should be allowed free quarters near the Hostel College but should get no other allowance for the duty, and also approved of the selection of Mr Krishnaswamy Iyengar for the post. The Director explains that the allowance to Mr K Iyengar was continued on the authority of para 4 of the same G O because it was stated that the existing arrangements would continue under Mr K Iyengar, until Mr Venkatadrabha the former Superintendent, was provided with another suitable appointment. It is argued by the Director that one of the arrangements under Mr K Iyengar

Govt
Hope that
they are
unable
to agree
with the Dir
Mr in
the view
urged
in his
letter above
cited -

GRS 27]

GENERAL AND REVENUE SECRETARIAT

(Continuation Sheet of this form)

under Mr Krishnaswamy Iyengar was that he ~~should~~ ~~have~~ shew an allowance of Rs 50 ~~for doing the duties of the warden~~.

~~2.~~ The Government ~~are Constrained to observe that the explanation offered is not satisfactory and they~~ do not think that the express words of the Sentence "the warden will be allowed free quarters but will get no other allowance for this duty" ~~are fulfilled~~ can be taken to be complied by the last Sentence of the Govt order ~~not that "the existing~~

and th arrangement both in name
under Mr. S. Krishnaswamy
Iyengar" until the previous
Supdt Mr. Venkatadas appointment
is revoked with another
appointment" The words
~~of the Govt order~~ are clear
and when ~~there is~~ an
express direction that the
warden will get no other
allowance for this duty ~~&c~~ is
followed by a statement
that the existing arrangements
will continue under Mr
Krishnaswamy Iyengar selected from Govt Spl
the latter words can only
refer to other things
such as the appointment

GRS 27]
GENERAL AND REVENUE SECRETARIAT

(Continuation Sheet if required)

of a Manager and the ~~Debt~~ transfer of certain duties from the Warden ~~etc~~ to that Manager ~~as follows~~

3. ~~From the~~ correspondence before Govt ~~has further~~ it is seen shown that on the receipt of the proceedings above referred to ~~above~~, the Comptroller issued instructions ~~to the~~ stopping the allowance ~~drawn by~~ ~~his Karkhanenavisy Sanad~~ in question but withdrew the objection on the reference made by the Inspr Genl that the substance of the Govt order ~~allowed~~ to

This is the interpretation that the Comptroller put on the Govt order alone cited for it appears from the enclosure

The Comptroller however withdrew his objection on the communication of the Govt order

M/P1184-30,000—2-10-[illegible]

and

imply that the present
allowance of Rs 50 to Mr
Krishnaswamy Iyengar
is to continue. We
Govt cannot express
Concurrence in the
Course adopted but
wish to point out that
unless such doubts arose
a definite interpretation
of the order should at
least have been asked
for from Govt

4 The broad fact
was patent to the authorities
that the allowance to
Mr Krishnaswamy
Iyengar came into out of

interpretation, as
Govt cannot
be untenable
The complaints
would have
done better
to keep the
question to
the orders of
Govt -

GRS 27]

GENERAL AND REVENUE SECRETARIAT

(Continuation Sheet if required)

funds available during the absence of Mr. Venkata-
Dasappa, that this source
ceased to exist on Mr.
Venkata Dasappa's return
and that the translation
of Mr. Venkatadasappa
to the Dy's office,
Mr. Krishnaswamy Iyengar
continuing to be warden
was essentially an
arrangement made to
suit Mr. Tait's convenience
but would be objectionable
on financial grounds
if it entailed any extra
cost to Govt

5 In these circumstances

MGCLB—30 000—3 10

and th Govt hold that the payments
made to Mr Krishnaswamy
Iyengar were wrong and
that he is liable to refund
the money But as he
did not know it on his
own Responsibility ~~but~~ and
was supported both by
the Head of his Dept and
the Comptroller, Govt ~~not~~
~~refused~~ as a Special
case to waive the right
to call for a refund

Secy to Govt

To The Govt of Mad
& Comptroller Returning
the office papers Received
with his Memo Note dt
the 18th August 1910.

~~In this Circumstance~~
~~Case, there would be~~

In these circumstances
~~there~~ Govt ~~have no reason~~
~~to~~ ~~no~~ hold ~~that~~ that
the Payments made to
him by Agencies were
wrong and that he
is liable to refund
the money But as
he did not draw it
on his own responsibility but was supported ~~by~~ both by the
~~Head Asst~~ Head of his
department and the
Comptroller ~~and as~~
~~it would be~~ Govt are
pleased as a ~~very~~ Special
Case to waive the
right to call for a
refund.

What is the amount? If small, it may be so stated

A sum of Rs 354-13-5 has been drawn by Mr. K. Jagannadham on account of Allowances from 29-1-10 to 31-8-10

17

Read,-

Govt Proceedings
No 6491-2 Edn 418-08-11
dated 29th Jan 1910 same
having revised rules for
the Central College Hostel
Bangalore

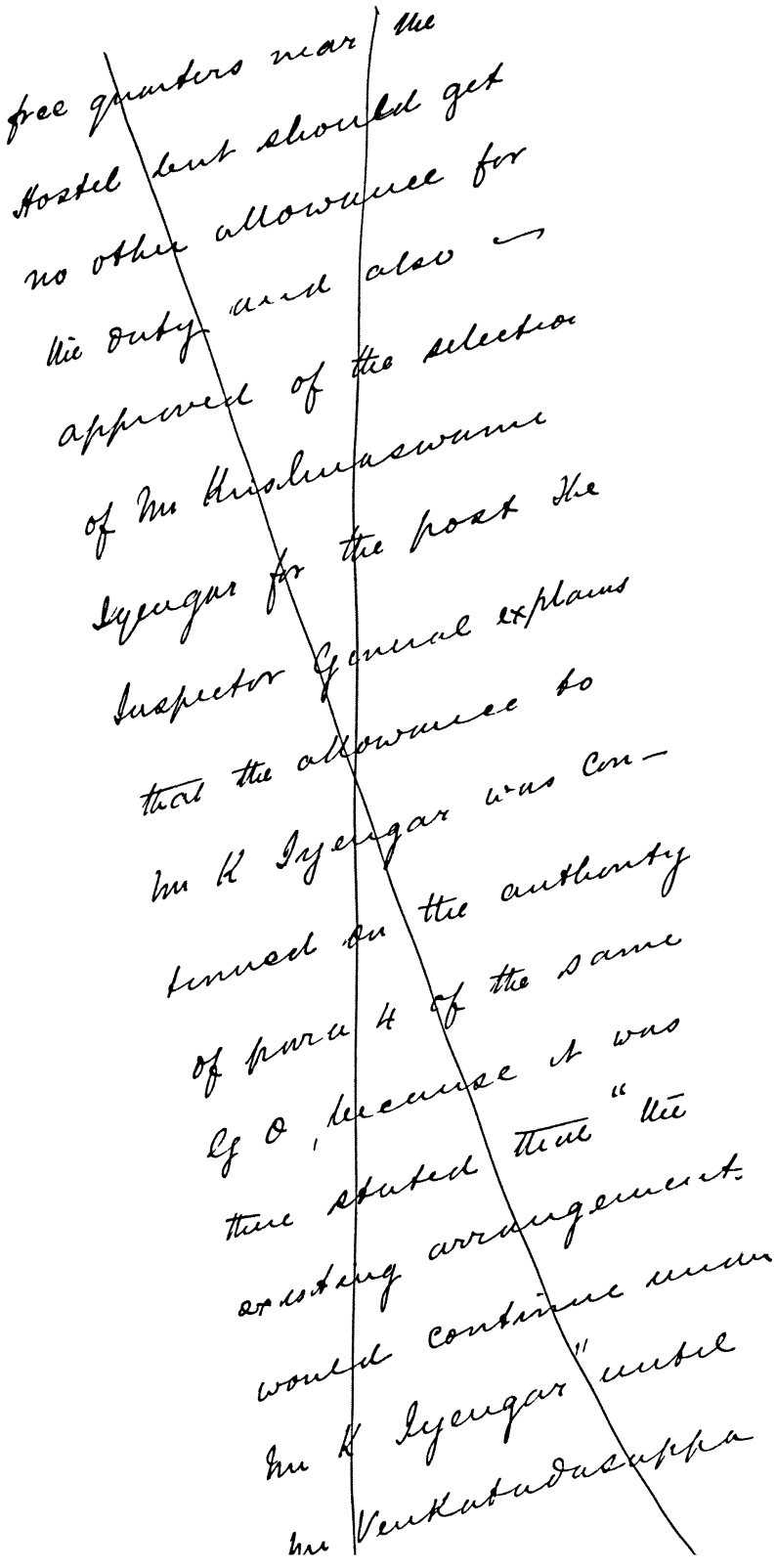
2 Correspondence
ending with letter No 1302
dated 2nd Aug 1910 from
the Inspector General of
Education reporting that
Mr Krishnaswami Iyengar
has continued to draw
the allowance of Rs 50/-
per mensem, as Warden
of the Hostel and

Typed draft is submitted
24/8

and explaining the ~~authority~~ reasons for ~~under which the Nurse~~ Sarojini ~~has been suspended~~

Order thereon —

In sanctioning certain new rules for the management of the College Hostel and according to the recommendation of the Principal, Central College, to the appointment of a member of the teaching staff as warden of the Hostel, the Syndicate in their proceedings above read ordered that the warden should be allowed



the former Superintendent
was provided with another
suitable appointment
It is argued that one
of the arrangements
under my Krishnaswamy
Iyengar was that he drew
an allowance of Rs 50/-
per
The Govt do not
think that the express words
of the sentence " the
"warden will be allowed"
"free quarters but will"
"get no other allowance"
"for this duty" can be
taken to be nullified
by the last sentence
of the Govt order above cited. The

Upset that
they are
unable to agree
with the
view taken
by the Govt
order in
this letter
above cited
They

words are clear, and
when an express direc-
tion that the warden
will get no other allow-
ance for this duty is
followed by a statement
that the existing ~~arrange~~
arrangements will
continue under Mr
Krishnaswamy Iyengar
selected for the post of
warden, the latter were
can only refer to other
things such as the
appointment of a
manager and the train
of certain duties from

> Expect that
they are
unable to agree
with the
new rates
by this Dept
after in
this letter
alone will
They

the warden to that manager

This is the interpretation which the Comptroller first put on the ~~by~~ last order ~~above~~ under reference ~~cited~~, for it appears from the correspondence that, on the receipt of the proceedings above referred to, the Comptroller issued instructions stopping the allowance in question. The Comptroller subsequently withdrew his objection on the Inspector General communicating to him the other grounds he had

Other grounds he had

his own interpretation, which has been shown above to be untenable

Perhaps he ~~the Comptroller~~ would have done better to have referred the question for the orders of Government

3rd The broad fact was patent to the authorities that the allowance to Mr Rushen Swamy Iyengar came out of the funds available owing to the absence of Mr Venkatadasappa on long leave, that this source ceased to exist

After counsels forwarded and

and on Mr Venkatadasappa
return to duty and
that the translation of
Mr Venkatadasappa
to the Inspector Generals
Office, Mr Krishnaswamy
Iyengar continuing to
be warden, was essentially
an arrangement
made to suit Mr Tait's
convenience but would
be objectionable on
financial grounds,
if it entailed any extra
cost to Govt

¶4 In these cir-
cumstances Govt hold
that the payments made

B 25

To Sri Krishnaswami Iyengar was wrong and that he is liable to refund the money Both as he did not draw it on his own responsibility and was supported both by the Head of his Department and the Comptroller, Govt as a special case waive the right to call for a refund

Ue Offg Secy to Govt

To The I G of Education Comptroller returns papers recd with his U O note 9/8/8 191.

Ufe (28) 30/11/10

Edn 418-08-15

Proceedings of the Govt of H H the Maharaja of Mysore

Read -

Govt Proceedings No 6491-2/Edn 418-08-11 dated 29th January 1910 sanctioning revised rules for the Central College Hostel, Bangalore

2 Correspondence ending with letter No 1302 dated 2nd August 1910 from the Inspector General of Education reporting that Mr Krishnaswami Iyengar has continued to draw the allowance of Rs 50/- per mensem, as Warden of the Hostel and explaining the reasons for so doing

---

Order thereon -No 4867-8 Edn 418-08 Dated, Bangalore, 5-12-10

The Govt regret that they are unable to agree with the view taken by the Inspector General of Education in his letter above read They do not think that the express words

27

of the sentence "the Warden will be allowed " free quarters but will get no - - " other allowance for this duty" can be taken to be nullified by the last sentence of the Govt order above cited The words are clear, and when an express direction that the Warden will get no other allowance for this duty is followed by a statement that the existing arrangements will continue under Mr Krishnaswami Iyengar selected for the post of - - Warden, the latter words can only refer to other things such as the appointment of a Manager and the transfer of certain duties from the Warden to that Manager

2 This is the interpretation which the Comptroller first put on the Govt order under reference for it appears from the correspondence that, on the receipt of the proceedings above referred to, the Comptroller issued instructions stopping the allowance r

28

But on appeal,

in question Other counsels prevailed and the Comptroller subsequently withdrew his objection though he would have done better to have referred the question for the orders of Govt

3 The broad fact was patent to the authorities that the allowance to Mr Krishnaswami Iyengar came out of the funds available during the absenc of Mr Venkatadasappa on long leave, that this source ceased to exist on Mr Venkatadasappa's return to duty and that the translation of Mr Venkatadasappa to the Inspector General's office, Mr Krishnaswami Iyengar continuing to be Warden, was essentially an arrangement made to suit Mr Tait's convenience but would be objectionable on financial grounds, if it entailed any extra cost to Govt

4 In these circumstances Govt hold that the payments made to Mr Krishnaswami Iyengar was wrong and that he

29

is liable to refund the money But as he did not draw it on his own responsibility and was supported both by the Head of his Department and the Comptroller, Govt as a special case waive the right to call for a refund

CSB 1/12/10

Offg Secretary to Govt

To

The Inspector General of Education

Comptroller, Mysore Govt , returning papers recd with his U O Note dated 18-8-10

Encl
RS 5/12

30/11/10

Typed by [illegible]